



General Assembly

January Session, 2017

Raised Bill No. 917

LCO No. 4382



Referred to Committee on VETERANS' AFFAIRS

Introduced by:
(VA)

AN ACT CONCERNING VETERANS' AFFAIRS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 46a-58 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2017*):

3 (a) It shall be a discriminatory practice in violation of this section for
4 any person to subject, or cause to be subjected, any other person to the
5 deprivation of any rights, privileges or immunities, secured or
6 protected by the Constitution or laws of this state or of the United
7 States, on account of religion, national origin, alienage, color, race, sex,
8 gender identity or expression, sexual orientation, blindness, mental
9 disability, [or] physical disability or status as a veteran, as defined in
10 subsection (a) of section 27-103.

11 (b) Any person who intentionally desecrates any public property,
12 monument or structure, or any religious object, symbol or house of
13 religious worship, or any cemetery, or any private structure not owned
14 by such person, shall be in violation of subsection (a) of this section.
15 For the purposes of this subsection, "desecrate" means to mar, deface

16 or damage as a demonstration of irreverence or contempt.

17 (c) Any person who places a burning cross or a simulation thereof
18 on any public property, or on any private property without the written
19 consent of the owner, shall be in violation of subsection (a) of this
20 section.

21 (d) Any person who places a noose or a simulation thereof on any
22 public property, or on any private property without the written
23 consent of the owner, and with intent to intimidate or harass any other
24 person on account of religion, national origin, alienage, color, race, sex,
25 sexual orientation, blindness, [or] physical disability or status as a
26 veteran, as defined in subsection (a) of section 27-103, shall be in
27 violation of subsection (a) of this section.

28 (e) Any person who violates any provision of this section shall be
29 guilty of a class A misdemeanor, except that if property is damaged as
30 a consequence of such violation in an amount in excess of one
31 thousand dollars, such person shall be guilty of a class D felony.

32 Sec. 2. Section 46a-59 of the general statutes is repealed and the
33 following is substituted in lieu thereof (*Effective October 1, 2017*):

34 (a) It shall be a discriminatory practice in violation of this section for
35 any association, board or other organization the principal purpose of
36 which is the furtherance of the professional or occupational interests of
37 its members, whose profession, trade or occupation requires a state
38 license, to refuse to accept a person as a member of such association,
39 board or organization because of his race, national origin, creed, sex,
40 gender identity or expression, [or] color or status as a veteran, as
41 defined in subsection (a) of section 27-103.

42 (b) Any association, board or other organization which violates the
43 provisions of this section shall be fined not less than one hundred
44 dollars nor more than five hundred dollars.

45 Sec. 3. Subdivisions (1) to (6), inclusive, of subsection (a) of section
46 46a-60 of the general statutes are repealed and the following is
47 substituted in lieu thereof (*Effective October 1, 2017*):

48 (1) For an employer, by the employer or the employer's agent,
49 except in the case of a bona fide occupational qualification or need, to
50 refuse to hire or employ or to bar or to discharge from employment
51 any individual or to discriminate against such individual in
52 compensation or in terms, conditions or privileges of employment
53 because of the individual's race, color, religious creed, age, sex, gender
54 identity or expression, marital status, national origin, ancestry, present
55 or past history of mental disability, intellectual disability, learning
56 disability, [or] physical disability, including, but not limited to,
57 blindness, or status as a veteran, as defined in subsection (a) of section
58 27-103;

59 (2) For any employment agency, except in the case of a bona fide
60 occupational qualification or need, to fail or refuse to classify properly
61 or refer for employment or otherwise to discriminate against any
62 individual because of such individual's race, color, religious creed, age,
63 sex, gender identity or expression, marital status, national origin,
64 ancestry, present or past history of mental disability, intellectual
65 disability, learning disability, [or] physical disability, including, but
66 not limited to, blindness, or status as a veteran, as defined in
67 subsection (a) of section 27-103;

68 (3) For a labor organization, because of the race, color, religious
69 creed, age, sex, gender identity or expression, marital status, national
70 origin, ancestry, present or past history of mental disability,
71 intellectual disability, learning disability, [or] physical disability,
72 including, but not limited to, blindness, or status as a veteran, as
73 defined in subsection (a) of section 27-103, of any individual to exclude
74 from full membership rights or to expel from its membership such
75 individual or to discriminate in any way against any of its members or
76 against any employer or any individual employed by an employer,

77 unless such action is based on a bona fide occupational qualification;

78 (4) For any person, employer, labor organization or employment
79 agency to discharge, expel or otherwise discriminate against any
80 person because such person has opposed any discriminatory
81 employment practice or because such person has filed a complaint or
82 testified or assisted in any proceeding under section 46a-82, 46a-83 or
83 46a-84;

84 (5) For any person, whether an employer or an employee or not, to
85 aid, abet, incite, compel or coerce the doing of any act declared to be a
86 discriminatory employment practice or to attempt to do so;

87 (6) For any person, employer, employment agency or labor
88 organization, except in the case of a bona fide occupational
89 qualification or need, to advertise employment opportunities in such a
90 manner as to restrict such employment so as to discriminate against
91 individuals because of their race, color, religious creed, age, sex,
92 gender identity or expression, marital status, national origin, ancestry,
93 present or past history of mental disability, intellectual disability,
94 learning disability, [or] physical disability, including, but not limited
95 to, blindness, or status as a veteran, as defined in subsection (a) of
96 section 27-103;

97 Sec. 4. Subsection (a) of section 46a-64 of the general statutes is
98 repealed and the following is substituted in lieu thereof (*Effective*
99 *October 1, 2017*):

100 (a) It shall be a discriminatory practice in violation of this section: (1)
101 To deny any person within the jurisdiction of this state full and equal
102 accommodations in any place of public accommodation, resort or
103 amusement because of race, creed, color, national origin, ancestry, sex,
104 gender identity or expression, marital status, age, lawful source of
105 income, intellectual disability, mental disability, [or] physical
106 disability, including, but not limited to, blindness or deafness, or status
107 as a veteran, as defined in subsection (a) of section 27-103, of the

108 applicant, subject only to the conditions and limitations established by
109 law and applicable alike to all persons; (2) to discriminate, segregate or
110 separate on account of race, creed, color, national origin, ancestry, sex,
111 gender identity or expression, marital status, age, lawful source of
112 income, intellectual disability, mental disability, learning disability,
113 [or] physical disability, including, but not limited to, blindness or
114 deafness, or status as a veteran, as defined in subsection (a) of section
115 27-103; (3) for a place of public accommodation, resort or amusement
116 to restrict or limit the right of a mother to breast-feed her child; (4) for
117 a place of public accommodation, resort or amusement to fail or refuse
118 to post a notice, in a conspicuous place, that any blind, deaf or mobility
119 impaired person, accompanied by his guide dog wearing a harness or
120 an orange-colored leash and collar, may enter such premises or
121 facilities; or (5) to deny any blind, deaf or mobility impaired person or
122 any person training a dog as a guide dog for a blind person or a dog to
123 assist a deaf or mobility impaired person, accompanied by his guide
124 dog or assistance dog, full and equal access to any place of public
125 accommodation, resort or amusement. Any blind, deaf or mobility
126 impaired person or any person training a dog as a guide dog for a
127 blind person or a dog to assist a deaf or mobility impaired person may
128 keep his guide dog or assistance dog with him at all times in such
129 place of public accommodation, resort or amusement at no extra
130 charge, provided the dog wears a harness or an orange-colored leash
131 and collar and is in the direct custody of such person. The blind, deaf
132 or mobility impaired person or person training a dog as a guide dog
133 for a blind person or a dog to assist a deaf or mobility impaired person
134 shall be liable for any damage done to the premises or facilities by his
135 dog. For purposes of this subdivision, "guide dog" or "assistance dog"
136 includes a dog being trained as a guide dog or assistance dog and
137 "person training a dog as a guide dog for a blind person or a dog to
138 assist a deaf or mobility impaired person" means a person who is
139 employed by and authorized to engage in designated training
140 activities by a guide dog organization or assistance dog organization
141 that complies with the criteria for membership in a professional

142 association of guide dog or assistance dog schools and who carries
143 photographic identification indicating such employment and
144 authorization.

145 Sec. 5. Section 46a-64c of the general statutes is repealed and the
146 following is substituted in lieu thereof (*Effective October 1, 2017*):

147 (a) It shall be a discriminatory practice in violation of this section:

148 (1) To refuse to sell or rent after the making of a bona fide offer, or
149 to refuse to negotiate for the sale or rental of, or otherwise make
150 unavailable or deny, a dwelling to any person because of race, creed,
151 color, national origin, ancestry, sex, gender identity or expression,
152 marital status, age, lawful source of income, [or] familial status or
153 status as a veteran, as defined in subsection (a) of section 27-103.

154 (2) To discriminate against any person in the terms, conditions, or
155 privileges of sale or rental of a dwelling, or in the provision of services
156 or facilities in connection therewith, because of race, creed, color,
157 national origin, ancestry, sex, gender identity or expression, marital
158 status, age, lawful source of income, [or] familial status or status as a
159 veteran, as defined in subsection (a) of section 27-103.

160 (3) To make, print or publish, or cause to be made, printed or
161 published any notice, statement, or advertisement, with respect to the
162 sale or rental of a dwelling that indicates any preference, limitation, or
163 discrimination based on race, creed, color, national origin, ancestry,
164 sex, gender identity or expression, marital status, age, lawful source of
165 income, familial status, learning disability, [or] physical or mental
166 disability or status as a veteran, as defined in subsection (a) of section
167 27-103, or an intention to make any such preference, limitation or
168 discrimination.

169 (4) (A) To represent to any person because of race, creed, color,
170 national origin, ancestry, sex, gender identity or expression, marital
171 status, age, lawful source of income, familial status, learning disability,

172 [or] physical or mental disability or status as a veteran, as defined in
173 subsection (a) of section 27-103, that any dwelling is not available for
174 inspection, sale or rental when such dwelling is in fact so available.

175 (B) It shall be a violation of this subdivision for any person to
176 restrict or attempt to restrict the choices of any buyer or renter to
177 purchase or rent a dwelling (i) to an area which is substantially
178 populated, even if less than a majority, by persons of the same
179 protected class as the buyer or renter, (ii) while such person is
180 authorized to offer for sale or rent another dwelling which meets the
181 housing criteria as expressed by the buyer or renter to such person,
182 and (iii) such other dwelling is in an area which is not substantially
183 populated by persons of the same protected class as the buyer or
184 renter. As used in this subdivision, "area" means municipality,
185 neighborhood or other geographic subdivision which may include an
186 apartment or condominium complex; and "protected class" means race,
187 creed, color, national origin, ancestry, sex, gender identity or
188 expression, marital status, age, lawful source of income, familial status,
189 learning disability, [or] physical or mental disability or status as a
190 veteran, as defined in subsection (a) of section 27-103.

191 (5) For profit, to induce or attempt to induce any person to sell or
192 rent any dwelling by representations regarding the entry or
193 prospective entry into the neighborhood of a person or persons of a
194 particular race, creed, color, national origin, ancestry, sex, gender
195 identity or expression, marital status, age, lawful source of income,
196 familial status, learning disability, [or] physical or mental disability or
197 status as a veteran, as defined in subsection (a) of section 27-103.

198 (6) (A) To discriminate in the sale or rental, or to otherwise make
199 unavailable or deny, a dwelling to any buyer or renter because of a
200 learning disability or physical or mental disability of: (i) Such buyer or
201 renter; (ii) a person residing in or intending to reside in such dwelling
202 after it is so sold, rented, or made available; or (iii) any person
203 associated with such buyer or renter.

204 (B) To discriminate against any person in the terms, conditions or
205 privileges of sale or rental of a dwelling, or in the provision of services
206 or facilities in connection with such dwelling, because of a learning
207 disability or physical or mental disability of: (i) Such person; or (ii) a
208 person residing in or intending to reside in such dwelling after it is so
209 sold, rented, or made available; or (iii) any person associated with such
210 person.

211 (C) For purposes of this subdivision, discrimination includes: (i) A
212 refusal to permit, at the expense of a person with a physical or mental
213 disability, reasonable modifications of existing premises occupied or to
214 be occupied by such person if such modifications may be necessary to
215 afford such person full enjoyment of the premises; except that, in the
216 case of a rental, the landlord may, where it is reasonable to do so,
217 condition permission for a modification on the renter agreeing to
218 restore the interior of the premises to the condition that existed before
219 the modification, reasonable wear and tear excepted; (ii) a refusal to
220 make reasonable accommodations in rules, policies, practices or
221 services, when such accommodations may be necessary to afford such
222 person equal opportunity to use and enjoy a dwelling; (iii) in
223 connection with the design and construction of covered multifamily
224 dwellings for the first occupancy after March 13, 1991, a failure to
225 design and construct those dwellings in such manner that they comply
226 with the requirements of Section 804(f) of the Fair Housing Act or the
227 provisions of the state building code as adopted pursuant to the
228 provisions of sections 29-269 and 29-273, whichever requires greater
229 accommodation. "Covered multifamily dwellings" means buildings
230 consisting of four or more units if such buildings have one or more
231 elevators, and ground floor units in other buildings consisting of four
232 or more units.

233 (7) For any person or other entity engaging in residential real-estate-
234 related transactions to discriminate against any person in making
235 available such a transaction, or in the terms or conditions of such a
236 transaction, because of race, creed, color, national origin, ancestry, sex,

237 gender identity or expression, marital status, age, lawful source of
238 income, familial status, learning disability, [or] physical or mental
239 disability or status as a veteran, as defined in subsection (a) of section
240 27-103.

241 (8) To deny any person access to or membership or participation in
242 any multiple-listing service, real estate brokers' organization or other
243 service, organization, or facility relating to the business of selling or
244 renting dwellings, or to discriminate against him in the terms or
245 conditions of such access, membership or participation, on account of
246 race, creed, color, national origin, ancestry, sex, gender identity or
247 expression, marital status, age, lawful source of income, familial status,
248 learning disability, [or] physical or mental disability or status as a
249 veteran, as defined in subsection (a) of section 27-103.

250 (9) To coerce, intimidate, threaten, or interfere with any person in
251 the exercise or enjoyment of, or on account of his having exercised or
252 enjoyed, or on account of his having aided or encouraged any other
253 person in the exercise or enjoyment of, any right granted or protected
254 by this section.

255 (b) (1) The provisions of this section shall not apply to (A) the rental
256 of a room or rooms in a single-family dwelling unit if the owner
257 actually maintains and occupies part of such living quarters as his
258 residence or (B) a unit in a dwelling containing living quarters
259 occupied or intended to be occupied by no more than two families
260 living independently of each other, if the owner actually maintains and
261 occupies the other such living quarters as his residence. (2) The
262 provisions of this section with respect to the prohibition of
263 discrimination on the basis of marital status shall not be construed to
264 prohibit the denial of a dwelling to a man or a woman who are both
265 unrelated by blood and not married to each other. (3) The provisions of
266 this section with respect to the prohibition of discrimination on the
267 basis of age shall not apply to minors, to special discount or other
268 public or private programs to assist persons sixty years of age and

269 older or to housing for older persons as defined in section 46a-64b,
270 provided there is no discrimination on the basis of age among older
271 persons eligible for such housing. (4) The provisions of this section
272 with respect to the prohibition of discrimination on the basis of familial
273 status shall not apply to housing for older persons as defined in section
274 46a-64b or to a unit in a dwelling containing units for no more than
275 four families living independently of each other, if the owner of such
276 dwelling resides in one of the units. (5) The provisions of this section
277 with respect to the prohibition of discrimination on the basis of lawful
278 source of income shall not prohibit the denial of full and equal
279 accommodations solely on the basis of insufficient income. (6) The
280 provisions of this section with respect to the prohibition of
281 discrimination on the basis of sex shall not apply to the rental of
282 sleeping accommodations to the extent they utilize shared bathroom
283 facilities when such sleeping accommodations are provided by
284 associations and organizations which rent such sleeping
285 accommodations on a temporary or permanent basis for the exclusive
286 use of persons of the same sex based on considerations of privacy and
287 modesty.

288 (c) Nothing in this section limits the applicability of any reasonable
289 state statute or municipal ordinance restricting the maximum number
290 of persons permitted to occupy a dwelling.

291 (d) Nothing in this section or section 46a-64b shall be construed to
292 invalidate or limit any state statute or municipal ordinance that
293 requires dwellings to be designed and constructed in a manner that
294 affords persons with physical or mental disabilities greater access than
295 is required by this section or section 46a-64b.

296 (e) Nothing in this section prohibits a person engaged in the
297 business of furnishing appraisals of real property to take into
298 consideration factors other than race, creed, color, national origin,
299 ancestry, sex, gender identity or expression, marital status, age, lawful
300 source of income, familial status, learning disability, [or] physical or

301 mental disability or status as a veteran, as defined in subsection (a) of
302 section 27-103.

303 (f) Notwithstanding any other provision of this chapter, complaints
304 alleging a violation of this section shall be investigated within one
305 hundred days of filing and a final administrative disposition shall be
306 made within one year of filing unless it is impracticable to do so. If the
307 Commission on Human Rights and Opportunities is unable to
308 complete its investigation or make a final administrative determination
309 within such time frames, it shall notify the complainant and the
310 respondent in writing of the reasons for not doing so.

311 (g) Any person who violates any provision of this section shall be
312 guilty of a class D misdemeanor.

313 Sec. 6. Section 46a-66 of the general statutes is repealed and the
314 following is substituted in lieu thereof (*Effective October 1, 2017*):

315 (a) It shall be a discriminatory practice in violation of this section for
316 any creditor to discriminate on the basis of sex, gender identity or
317 expression, age, race, color, religious creed, national origin, ancestry,
318 marital status, intellectual disability, learning disability, blindness, [or]
319 physical disability or status as a veteran, as defined in subsection (a) of
320 section 27-103, against any person eighteen years of age or over in any
321 credit transaction.

322 (b) No liability may be imposed under this section for an act done or
323 omitted in conformity with a regulation or declaratory ruling of the
324 Banking Commissioner, the Federal Reserve Board or any other
325 governmental agency having jurisdiction under the Equal Credit
326 Opportunity Act, notwithstanding that after the act or omission the
327 regulation or declaratory ruling may be amended, repealed or
328 determined to be invalid for any reason.

329 Sec. 7. Section 46a-70 of the general statutes is repealed and the
330 following is substituted in lieu thereof (*Effective October 1, 2017*):

331 (a) State officials and supervisory personnel shall recruit, appoint,
332 assign, train, evaluate and promote state personnel on the basis of
333 merit and qualifications, without regard for race, color, religious creed,
334 sex, gender identity or expression, marital status, age, national origin,
335 ancestry, intellectual disability, mental disability, learning disability,
336 [or] physical disability, including, but not limited to, blindness, or
337 status as a veteran, as defined in subsection (a) of section 27-103, unless
338 it is shown by such state officials or supervisory personnel that such
339 disability prevents performance of the work involved.

340 (b) All state agencies shall promulgate written directives to carry
341 out this policy and to guarantee equal employment opportunities at all
342 levels of state government. They shall regularly review their personnel
343 practices to assure compliance.

344 (c) All state agencies shall conduct continuing orientation and
345 training programs with emphasis on human relations and
346 nondiscriminatory employment practices.

347 (d) The Commissioner of Administrative Services shall insure that
348 the entire examination process, including qualifications appraisal, is
349 free from bias.

350 (e) Appointing authorities shall exercise care to insure utilization of
351 minority group persons.

352 Sec. 8. Section 46a-71 of the general statutes is repealed and the
353 following is substituted in lieu thereof (*Effective October 1, 2017*):

354 (a) All services of every state agency shall be performed without
355 discrimination based upon race, color, religious creed, sex, gender
356 identity or expression, marital status, age, national origin, ancestry,
357 intellectual disability, mental disability, learning disability, [or]
358 physical disability, including, but not limited to, blindness, or status as
359 a veteran, as defined in subsection (a) of section 27-103.

360 (b) No state facility may be used in the furtherance of any
361 discrimination, nor may any state agency become a party to any
362 agreement, arrangement or plan which has the effect of sanctioning
363 discrimination.

364 (c) Each state agency shall analyze all of its operations to ascertain
365 possible instances of noncompliance with the policy of sections 46a-70
366 to 46a-78, inclusive, as amended by this act, and shall initiate
367 comprehensive programs to remedy any defect found to exist.

368 (d) Every state contract or subcontract for construction on public
369 buildings or for other public work or for goods and services shall
370 conform to the intent of section 4a-60.

371 Sec. 9. Section 46a-72 of the general statutes is repealed and the
372 following is substituted in lieu thereof (*Effective October 1, 2017*):

373 (a) All state agencies, including educational institutions, which
374 provide employment referrals or placement services to public or
375 private employers, shall accept job orders on a nondiscriminatory
376 basis.

377 (b) Any job request indicating an intention to exclude any person
378 because of race, color, religious creed, sex, gender identity or
379 expression, marital status, age, national origin, ancestry, intellectual
380 disability, mental disability, learning disability, [or] physical disability,
381 including, but not limited to, blindness, or status as a veteran, as
382 defined in subsection (a) of section 27-103, shall be rejected, unless it is
383 shown by such public or private employers that such disability
384 prevents performance of the work involved.

385 (c) All state agencies shall cooperate in programs developed by the
386 Commission on Human Rights and Opportunities initiated for the
387 purpose of broadening the base for job recruitment and shall further
388 cooperate with all employers and unions providing such programs.

389 (d) The Labor Department shall encourage and enforce employers
390 and labor unions to comply with the policy of sections 46a-70 to 46a-
391 78, inclusive, as amended by this act, and promote equal employment
392 opportunities.

393 Sec. 10. Section 46a-73 of the general statutes is repealed and the
394 following is substituted in lieu thereof (*Effective October 1, 2017*):

395 (a) No state department, board or agency may grant, deny or revoke
396 the license or charter of any person on the grounds of race, color,
397 religious creed, sex, gender identity or expression, marital status, age,
398 national origin, ancestry, intellectual disability, mental disability,
399 learning disability, [or] physical disability, including, but not limited
400 to, blindness, or status as a veteran, as defined in subsection (a) of
401 section 27-103, unless it is shown by such state department, board or
402 agency that such disability prevents performance of the work
403 involved.

404 (b) Each state agency shall take such appropriate action in the
405 exercise of its licensing or regulatory power as will assure equal
406 treatment of all persons and eliminate discrimination and enforce
407 compliance with the policy of sections 46a-70 to 46a-78, inclusive, as
408 amended by this act.

409 Sec. 11. Section 46a-75 of the general statutes is repealed and the
410 following is substituted in lieu thereof (*Effective October 1, 2017*):

411 (a) All educational, counseling, and vocational guidance programs
412 and all apprenticeship and on-the-job training programs of state
413 agencies, or in which state agencies participate, shall be open to all
414 qualified persons, without regard to race, color, religious creed, sex,
415 gender identity or expression, marital status, age, national origin,
416 ancestry, intellectual disability, mental disability, learning disability,
417 [or] physical disability, including, but not limited to, blindness, or
418 status as a veteran, as defined in subsection (a) of section 27-103.

419 (b) Such programs shall be conducted to encourage the fullest
420 development of the interests, aptitudes, skills, and capacities of all
421 students and trainees, with special attention to the problems of
422 culturally deprived, educationally handicapped, learning disabled,
423 economically disadvantaged, or physically disabled, including, but not
424 limited to, blind persons.

425 (c) Expansion of training opportunities under these programs shall
426 be encouraged so as to involve larger numbers of participants from
427 those segments of the labor force where the need for upgrading levels
428 of skill is greatest.

429 Sec. 12. Section 46a-76 of the general statutes is repealed and the
430 following is substituted in lieu thereof (*Effective October 1, 2017*):

431 (a) Race, color, religious creed, sex, gender identity or expression,
432 marital status, age, national origin, ancestry, intellectual disability,
433 mental disability, learning disability, [or] physical disability, including,
434 but not limited to, blindness, or status as a veteran, as defined in
435 subsection (a) of section 27-103, shall not be considered as limiting
436 factors in state-administered programs involving the distribution of
437 funds to qualify applicants for benefits authorized by law.

438 (b) No state agency may provide grants, loans or other financial
439 assistance to public agencies, private institutions or organizations
440 which discriminate.

441 Sec. 13. Subsection (b) of section 27-33a of the general statutes is
442 repealed and the following is substituted in lieu thereof (*Effective*
443 *October 1, 2017*):

444 (b) The employer of any employee who, as a part of such employee's
445 service in the armed forces of the state, [or] any reserve component of
446 the armed forces of the United States or the National Guard of any
447 other state, is ordered to perform military duty, including meetings or
448 drills, during regular working hours shall allow such employee leave

449 of absence for such purpose. No such employee shall be subjected by
450 any person, directly or indirectly, to any loss or reduction of vacation
451 or holiday privileges by reason of such absence, or be prejudiced by
452 reason of such absence with reference to promotion or continuance in
453 office or employment, or to reappointment to office or reemployment.

454 Sec. 14. (NEW) (*Effective October 1, 2017*) Notwithstanding any
455 provision of the general statutes, any member of the armed forces, as
456 defined in subsection (a) of section 27-103 of the general statutes, who
457 is on active duty may register such member's spouse or child, which
458 spouse or child is eligible for any Medicaid home or community-based
459 program, in this state, provided such member is admitted as an elector
460 or liable for the payment of any tax on real property in a municipality
461 of this state or holds a motor vehicle operator's license issued by the
462 Commissioner of Motor Vehicles.

463 Sec. 15. Subsection (g) of section 17a-28 of the general statutes is
464 repealed and the following is substituted in lieu thereof (*Effective*
465 *October 1, 2017*):

466 (g) The department shall disclose records, subject to subsections (b)
467 and (c) of this section, without the consent of the person who is the
468 subject of the record, to:

469 (1) The person named in the record or such person's authorized
470 representative, provided such disclosure shall be limited to
471 information (A) contained in the record about such person or about
472 such person's biological or adoptive minor child, if such person's
473 parental rights to such child have not been terminated; and (B)
474 identifying an individual who reported abuse or neglect of the person,
475 including any tape recording of an oral report pursuant to section 17a-
476 103, if a court determines that there is reasonable cause to believe the
477 reporter knowingly made a false report or that the interests of justice
478 require disclosure;

479 (2) An employee of the department for any purpose reasonably

480 related to the performance of such employee's duties;

481 (3) A guardian ad litem or attorney appointed to represent a child or
482 youth in litigation affecting the best interests of the child or youth;

483 (4) The Attorney General, any assistant attorney general or any
484 other legal counsel retained to represent the department during the
485 course of a legal proceeding involving the department or an employee
486 of the department;

487 (5) The Child Advocate or the Child Advocate's designee;

488 (6) The Chief Public Defender or the Chief Public Defender's
489 designee for purposes of ensuring competent representation by the
490 attorneys with whom the Chief Public Defender contracts to provide
491 legal and guardian ad litem services to the subjects of such records and
492 for ensuring accurate payments for services rendered by such
493 attorneys;

494 (7) The Chief State's Attorney or the Chief State's Attorney's
495 designee for purposes of investigating or prosecuting (A) an allegation
496 related to child abuse or neglect, (B) an allegation that an individual
497 made a false report of suspected child abuse or neglect, or (C) an
498 allegation that a mandated reporter failed to report suspected child
499 abuse or neglect in accordance with section 17a-101a, provided such
500 prosecuting authority shall have access to records of a child charged
501 with the commission of a delinquent act, who is not being charged
502 with an offense related to child abuse, only while the case is being
503 prosecuted and after obtaining a release;

504 (8) A state or federal law enforcement officer, including a military
505 law enforcement authority under the United States Department of
506 Defense, for purposes of investigating (A) an allegation related to child
507 abuse or neglect, (B) an allegation that an individual made a false
508 report of suspected child abuse or neglect, or (C) an allegation that a
509 mandated reporter failed to report suspected child abuse or neglect in

510 accordance with section 17a-101a;

511 (9) A foster or prospective adoptive parent, if the records pertain to
512 a child or youth currently placed with the foster or prospective
513 adoptive parent, or a child or youth being considered for placement
514 with the foster or prospective adoptive parent, and the records are
515 necessary to address the social, medical, psychological or educational
516 needs of the child or youth, provided no information identifying a
517 biological parent is disclosed without the permission of such biological
518 parent;

519 (10) The Governor, when requested in writing in the course of the
520 Governor's official functions, the Legislative Program Review and
521 Investigations Committee, the joint standing committee of the General
522 Assembly having cognizance of matters relating to human services, the
523 joint standing committee of the General Assembly having cognizance
524 of matters relating to the judiciary or the joint standing committee of
525 the General Assembly having cognizance of matters relating to
526 children, when requested in writing by any of such committees in the
527 course of such committee's official functions, and upon a majority vote
528 of such committee, provided no name or other identifying information
529 is disclosed unless such information is essential to the gubernatorial or
530 legislative purpose;

531 (11) The Office of Early Childhood for the purpose of (A)
532 determining the suitability of a person to care for children in a facility
533 licensed pursuant to section 19a-77, 19a-80 or 19a-87b; (B) determining
534 the suitability of such person for licensure; (C) an investigation
535 conducted pursuant to section 19a-80f; (D) notifying the office when
536 the Department of Children and Families places an individual licensed
537 or certified by the office on the child abuse and neglect registry
538 pursuant to section 17a-101k; or (E) notifying the office when the
539 Department of Children and Families possesses information regarding
540 an office regulatory violation committed by an individual licensed or
541 certified by the office;

542 (12) The Department of Developmental Services, to allow said
543 department to determine eligibility, facilitate enrollment and plan for
544 the provision of services to a child who is a client of said department
545 and who is applying to enroll in or is enrolled in said department's
546 behavioral services program. At the time that a parent or guardian
547 completes an application for enrollment of a child in the Department of
548 Developmental Services' behavioral services program, or at the time
549 that said department updates a child's annual individualized plan of
550 care, said department shall notify such parent or guardian that the
551 Department of Children and Families may provide records to the
552 Department of Developmental Services for the purposes specified in
553 this subdivision without the consent of such parent or guardian;

554 (13) Any individual or entity for the purposes of identifying
555 resources that will promote the permanency plan of a child or youth
556 approved by the court pursuant to sections 17a-11, 17a-111b, 46b-129
557 and 46b-141;

558 (14) A state agency that licenses or certifies an individual to educate
559 or care for children or youth;

560 (15) A judge or employee of a Probate Court who requires access to
561 such records in order to perform such judge's or employee's official
562 duties;

563 (16) A judge of the Superior Court for purposes of determining the
564 appropriate disposition of a child convicted as delinquent or a child
565 who is a member of a family with service needs;

566 (17) A judge of the Superior Court in a criminal prosecution for
567 purposes of in camera inspection whenever (A) the court has ordered
568 that the record be provided to the court; or (B) a party to the
569 proceeding has issued a subpoena for the record;

570 (18) A judge of the Superior Court and all necessary parties in a
571 family violence proceeding when such records concern family violence

572 with respect to the child who is the subject of the proceeding or the
573 parent of such child who is the subject of the proceeding;

574 (19) The Auditors of Public Accounts, or their representative,
575 provided no information identifying the subject of the record is
576 disclosed unless such information is essential to an audit conducted
577 pursuant to section 2-90;

578 (20) A local or regional board of education, provided the records are
579 limited to educational records created or obtained by the state or
580 Connecticut Unified School District #2, established pursuant to section
581 17a-37;

582 (21) The superintendent of schools for any school district for the
583 purpose of determining the suitability of a person to be employed by
584 the local or regional board of education for such school district
585 pursuant to subsection (a) of section 10-221d;

586 (22) The Department of Motor Vehicles for the purpose of criminal
587 history records checks pursuant to subsection (e) of section 14-44,
588 provided information disclosed pursuant to this subdivision shall be
589 limited to information included on the Department of Children and
590 Families child abuse and neglect registry established pursuant to
591 section 17a-101k, subject to the provisions of sections 17a-101g and
592 17a-101k concerning the nondisclosure of findings of responsibility for
593 abuse and neglect;

594 (23) The Department of Mental Health and Addiction Services for
595 the purpose of treatment planning for young adults who have
596 transitioned from the care of the Department of Children and Families;

597 (24) The superintendent of a public school district or the executive
598 director or other head of a public or private institution for children
599 providing care for children or a private school (A) pursuant to sections
600 17a-11, 17a-101b, 17a-101c, 17a-101i, 17a-111b, 46b-129 and 46b-141, or
601 (B) when the Department of Children and Families places an

602 individual employed by such institution or school on the child abuse
603 and neglect registry pursuant to section 17a-101k;

604 (25) The Department of Social Services for the purpose of (A)
605 determining the suitability of a person for payment from the
606 Department of Social Services for providing child care; (B) promoting
607 the health, safety and welfare of a child or youth receiving services
608 from either department; or (C) investigating allegations of fraud
609 provided no information identifying the subject of the record is
610 disclosed unless such information is essential to any such
611 investigation;

612 (26) The Court Support Services Division of the Judicial Branch, to
613 allow the division to determine the supervision and treatment needs of
614 a child or youth, and provide appropriate supervision and treatment
615 services to such child or youth, provided such disclosure shall be
616 limited to information that identifies the child or youth, or a member
617 of such child's or youth's immediate family, as being or having been
618 (A) committed to the custody of the Commissioner of Children and
619 Families as delinquent, (B) under the supervision of the Commissioner
620 of Children and Families, or (C) enrolled in the voluntary services
621 program operated by the Department of Children and Families;

622 (27) The Court Support Services Division of the Judicial Branch for
623 the purpose of sharing common case records to track recidivism of
624 juvenile offenders; and

625 (28) The birth-to-three program's referral intake office for the
626 purpose of (A) determining eligibility of, (B) facilitating enrollment for,
627 and (C) providing services to (i) substantiated victims of child abuse
628 and neglect with suspected developmental delays, and (ii) newborns
629 impacted by withdrawal symptoms resulting from prenatal drug
630 exposure.

631 Sec. 16. Section 27-14 of the general statutes is repealed and the
632 following is substituted in lieu thereof (*Effective October 1, 2017*):

633 The Governor shall be the Captain-General and, as such,
634 commander-in-chief of the militia, and of the National Guard and the
635 naval militia, not in the service of the United States, and may employ
636 it, or any part of it, for the defense or relief of the state or any part of its
637 inhabitants or territory, except that the Governor may not so employ
638 the National Guard for any operation in support of any Executive
639 Order of the President of the United States concerning the enforcement
640 of federal immigration law; and shall have all the powers necessary to
641 carry into effect the provisions of this chapter. He shall issue all orders
642 and prescribe all regulations for the organization and government of
643 the organized militia, the National Guard and the naval militia. Such
644 orders and regulations shall not be in conflict with the laws and
645 regulations of the United States. He shall issue all orders and
646 regulations necessary to cause the National Guard and naval militia to
647 conform at all times to the laws and regulations of the United States
648 relating thereto.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2017</i>	46a-58
Sec. 2	<i>October 1, 2017</i>	46a-59
Sec. 3	<i>October 1, 2017</i>	46a-60(a)(1) to (6)
Sec. 4	<i>October 1, 2017</i>	46a-64(a)
Sec. 5	<i>October 1, 2017</i>	46a-64c
Sec. 6	<i>October 1, 2017</i>	46a-66
Sec. 7	<i>October 1, 2017</i>	46a-70
Sec. 8	<i>October 1, 2017</i>	46a-71
Sec. 9	<i>October 1, 2017</i>	46a-72
Sec. 10	<i>October 1, 2017</i>	46a-73
Sec. 11	<i>October 1, 2017</i>	46a-75
Sec. 12	<i>October 1, 2017</i>	46a-76
Sec. 13	<i>October 1, 2017</i>	27-33a(b)
Sec. 14	<i>October 1, 2017</i>	New section
Sec. 15	<i>October 1, 2017</i>	17a-28(g)
Sec. 16	<i>October 1, 2017</i>	27-14

Statement of Purpose:

To (1) protect against certain discriminatory practices on the basis of an individual's status as a veteran, (2) require employers of employees who serve in the National Guard of another state to grant leave for purposes of such service, (3) permit active duty members of the armed forces to register certain family members for Medicaid home and community-based programs if such members are registered to vote, pay real property taxes or are licensed to operate a motor vehicle in the state, (4) include military law enforcement authorities under the United States Department of Defense in the list of federal law enforcement authorities required to receive Department of Children and Families records pertaining to neglect or abuse of a child, and (5) impose a certain limit on the Governor's authority over the Connecticut National Guard.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]